

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	4:10CR3099
	)	
v.	)	
	)	MEMORANDUM AND ORDER
TRAVIS RUSH,	)	
	)	
Defendant.	)	

The defendant has moved to continue the pretrial motion deadline currently set for October 29, 2010. Filing No. 11. Defense counsel explains additional time is needed to review the extensive discovery in this case. Based on the showing set forth in the defendant's motion, the court finds the motion should be granted.

IT IS ORDERED:

- 1) The defendant's motion to continue, (filing no. 11), is granted and the defendant's pretrial motions and briefs shall be filed on or before November 30, 2010.
- 2) The ends of justice will be served by granting defendant's motion to continue the pretrial motion deadline, and outweigh the interests of the public and the defendant in a speedy trial, and the additional time arising as a result of the granting of the motion, the time between today's date and November 30, 2010, shall be deemed excludable time in any computation of time under the requirements of the Speedy Trial Act, for the reason that the parties require additional time to adequately prepare the case, taking into consideration due diligence of counsel, the novelty and complexity of the case, and the fact that the failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(7)(A) & (B).
- 3) The trial of this case is continued pending resolution of any pretrial motions filed.

DATED this 28th day of October, 2010.

s/ Cheryl R. Zwart  
United States Magistrate